



REPUBLIC OF KENYA



**Maalim v Ahamed & 2 others (Environment & Land Case E001 of 2022)
[2022] KEELC 15628 (KLR) (8 December 2022) (Ruling)**

Neutral citation: [2022] KEELC 15628 (KLR)

**REPUBLIC OF KENYA
IN THE ENVIRONMENT AND LAND COURT AT NAIROBI
ENVIRONMENT & LAND CASE E001 OF 2022
LN MBUGUA, J
DECEMBER 8, 2022**

BETWEEN

MOHAMMED DAHIR MAALIM PLAINTIFF

AND

FATUMA AHAMED 1ST DEFENDANT

COLONEL FARAH 2ND DEFENDANT

GULED 3RD DEFENDANT

RULING

1. While this matter is coming up for judgement, there is also a pending application filed by the Plaintiff dated June 17, 2022 brought under section 4 of the [Contempt of Court Act, 2016](#), Sections 1A, 1B, 3A and 63 (c) of the [Civil Procedure Act](#), Cap 21 Laws of Kenya and Order 40 Rule 3 of the [Civil Procedure Rules, 2010](#). It is based on grounds on its face and on the Plaintiff's supporting affidavit sworn on June 16, 2022.
2. I find that the orders sought are premised on an interlocutory order given on February 8, 2022, where by injunctive orders were granted pending the determination of the suit. However, the court has given a final determination in the matter hence the application is marked as spent. The plaintiff is at liberty to move the court accordingly in terms of implementation and execution of the judgment.

**DATED, SIGNED AND DELIVERED AT NAIROBI THIS 8TH DAY OF DECEMBER, 2022
THROUGH MICROSOFT TEAMS.**

LUCY N. MBUGUA

JUDGE

In the presence of:-



Chelangat for Plaintiff

Court assistant: Eddel/Vanilla

